



CANNON BUILDING
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STATE OF DELAWARE
BOARD OF PROFESSIONAL LAND SURVEYORS

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MEETING MINUTES:	BOARD OF PROFESSIONAL LAND SURVEYORS
DATE AND TIME:	January 16, 2014 at 8:30 a.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room A , second floor of the Cannon Building
APPROVED:	February 20, 2014

MEMBERS PRESENT

James Bielicki, Jr., Professional Member, Chairman
Franco R. Bellafante, Professional Member, Vice-Chair
Mark Rosenthal, Public Member, Secretary
Thomas Plummer, Professional Member
Charles Adams, Jr., Professional Member
Rhonda West, Public Member

DIVISION STAFF

Kevin Maloney, Deputy Attorney General
Amanda McAtee, Administrative Assistant II

MEMBERS ABSENT

Kenneth Monroe, Public Member

PUBLIC

CALL TO ORDER

Mr. Bielicki called the meeting to order at 8:35 a.m.

Review and Approval of Minutes

Mr. Plummer made a motion, seconded by Mr. Rosenthal, to approve the November 21, 2013 minutes as amended. By unanimous vote, the motion carried.

Unfinished Business

Review of Rules and Regulations Draft to change PDH Requirements to Allow Online PDH Credits at Section 10.0 and Items of Administrative Nature in Section 9.0 Procedure for Granting Licenses and License Renewals, Section 16.0 Renewal of Lapsed Licenses, and Section 17.0 Replacement of Lost, Destroyed or Mutilated Licenses

Mr. Maloney stated that this was the final draft of the Board's proposed changes. At the last meeting the Board had voted to approve the draft and some changes were added by Mr. Adams in the section of 10.3.3 examples of topics to be covered. Mr. Maloney stated that he had sent this final draft to be published in the register of regulations for the February 1, 2014 edition of the register. The hearing would be held during the March 20, 2014 meeting.

Review of Legislative Bill for Possible amendment to Title 25, Chapter 3 regarding survey requirements for conveyances, Retired Status, and Inactive Status

Mr. Bellafante questioned if a retired land surveyor be able to testify in court as a retired land surveyor. Mr. Adams stated that in most cases the expert witness would be reviewing the survey but would not be re-completing the survey. The expert witness would not have to be an active surveyor; they could be a retired surveyor. Mr. Maloney stated that under the statute under the definition of land surveying testifying in court should not be considered active land surveying. Mr. Bielicki stated that if a retired land surveyor was testifying in court the retired land surveyor should make it clear that their license was in a retired status.

After discussion, Mr. Rosenthal made a motion, seconded by Mr. Plummer, to approve the final draft of the Bill to be sent to the Division of Professional Regulation. By unanimous vote, the motion carried.

Complaint Status

Open Complaints

05-01-13

05-02-13

05-03-13

Mr. Bielicki stated that the Board had three open complaints.

NEW BUSINESS

Courses for Continuing Education Approval

Mr. Plummer stated that the forms for continuing education approval would have to be adjusted to include information for online courses once the Rules and Regulations changes were final.

InfraMap Corp. – 1 PDH

Subsurface Utility Engineering

Mr. Plummer reviewed the PDH application from InfraMap Corp. for the approval of Subsurface Utility Engineering. After discussion, Mr. Plummer made a motion, seconded by Mr. Adams, to approve Subsurface Utility Engineering for a total of 1 PDH as requested. By unanimous vote, the motion carried.

James E. Nardo – 8 PDHs

Delaware Wetlands Conference 2014

Mr. Plummer reviewed the PDH application from James E. Nardo for the approval of the Delaware Wetlands Conference 2014. Mr. Plummer stated that Mr. Nardo requested 8 PDHs however; he could only calculate 4 PDHs. After discussion, Mr. Plummer made a motion, seconded by Mr. Adams, to approve Delaware Wetlands Conference 2014 for a total of 4 PDHs as calculated. By unanimous vote, the motion carried.

Steven Adkins – 8 PDHs, 4 PDH ethics designation

NJ Survey Conference 2014

Mr. Plummer reviewed the PDH application from Steven Adkins for the approval of the NJ Survey Conference 2014. Mr. Plummer stated that Mr. Adkins had 16 PDHs in his request. Ms. McAtee stated that if the courses were approved she would respond to Mr. Adkins and inform him that the four courses that he submitted were approved. After discussion, Mr. Plummer made a motion, seconded by Mr. Rosenthal, to approve NJ Survey Conference 2014 for a total of 12 PDHs, with an ethics designation of 4 PDHs. By unanimous vote, the motion carried.

John Alexander – 4 PDHs, 1 PDH ethics designation

Comparative Ethics for Surveyors and Engineers

Mr. Plummer reviewed the PDH application from John Alexander for the approval of the Comparative Ethics for Surveyors and Engineers. Mr. Plummer stated that the course was actually a four hour course and it should be approved for 4 PDHs in ethics. After discussion, Mr. Plummer made a motion, seconded by Mr. Bellafante, to approve the Comparative Ethics for Surveyors and Engineers course for a total of 4 PDHs with an ethics designation. By unanimous vote, the motion carried.

Mr. Bielicki made a motion, seconded by Mr. Rosenthal, for automatic Board approval of professional development hours for courses sponsored by DE, NJ, MD, and PA professional associations and an application would not be required for approval. By unanimous vote, the motion carried.

Review of Application for Licensure by Examination – None

Review of Application for Licensure by Reciprocity

John Beattie – New Jersey

Jeremy Burns – Maryland

Mr. Bellafante reviewed the reciprocity applications from John Beattie and Jeremy Burns. After discussion, Mr. Bellafante made a motion, seconded by Mr. Rosenthal, to approve John Beattie and Jeremy Burns for licensure contingent on a passing score on the State of Delaware drainage and jurisprudence exam. By unanimous vote, the motion carried.

Review of Application for Surveyor Intern – None

Ratification of Issuance of Land Surveying Certificate of Authorization

InfraMap Corp.

Rodriguez Consulting, LLC.

Mr. Plummer made a motion, seconded by Mr. Rosenthal, to ratify the certificate of authorization applications for InfraMap Corp. and Rodriguez Consulting, LLC. By unanimous vote, the motion carried.

Review of Land Surveying Certificate of Authorization – None

Review of Raised and Rubber Seal of New Licensee (Rule 18.6)

Michael Bieber

The Board reviewed the raised and rubber seal of Michael Bieber. After review, Mr. Bellafante made a motion, seconded by Mr. Rosenthal, to approve the raised and rubber seal of Michael Bieber. By unanimous vote, the motion carried.

Review of Audits – None

Complaint Assignments and Status – None

Wall Certificates

Michael Robert Vargo

Daniel L. Burke Jr.

Robert W. Telschow Jr.

Mr. Bielicki signed the wall certificates for Michael Robert Vargo, Daniel L. Burke Jr., and Robert W. Telschow Jr.

Correspondence

Steven W. Fuller - Survey Regulation Questions

Mr. Fuller wrote to the Board requesting information regarding the handling of surveys of mobile home parks and how land lease developments should be represented for mortgage purposes. Mr. Adams stated that mobile homes fell under automobile registration. The settlement was on a lease and automobile registration and there wasn't a waiver in Sussex or Kent County.

Mr. Adams made a motion, seconded by Mr. Plummer, that the Board look for a survey for a conveyance for either leased or fee simple property in relevance to the minimum standards of practices, therefore corners are to be set at all corners as required in Rule 12.0. By unanimous vote, the motion carried.

OTHER BUSINESS BEFORE THE BOARD (FOR DISCUSSION ONLY)

PUBLIC COMMENT

NEXT MEETING

The next meeting of the Board is February 20, 2014 at 8:30 a.m. in Conference Room A, second floor of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware.

ADJOURNMENT

There being no further business before the Board, Mr. Rosenthal made a motion, seconded by Mr. Bellafante, to adjourn the meeting at 10:41 a.m. By unanimous vote, the motion carried.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'A McAtee', written in a cursive style.

Amanda McAtee
Administrative Specialist II

The notes of this meeting are not intended to be a verbatim record of the topics that were presented or discussed. They are for the use of the Board members and the public in supplementing their personal notes and recall for presentations.